

**PROCLAMATION PRESENTED FOR VETERANS DAY PARADE
NOVEMBER 9, 2002**

Ordinance No. C-7594 provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearings scheduled for today:

HEARINGS:

Received supporting documentation into the record, concluded the hearing and granted the permit with conditions. (Doc. 2)

1. Application of William and Yolanda Grisolia, dba Island Sunfish Grill, for a Permit for Entertainment Without Dancing by Patrons at an Existing Restaurant at 423 Shoreline Village Drive, No. A. (Report of Director of Financial Management) (District 2)

Suggested Action: Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.

Received supporting documentation into the record, concluded the hearing and granted the permit with conditions. (Doc. 3)

2. Application of Duffy's Tavern Inc., dba Duffy's Tavern, for a Permit for Entertainment Without Dancing by Patrons at an Existing Bar/Tavern/Lounge at 3445 Long Beach Boulevard. (Report of Director of Financial Management) (District 8)

Suggested Action: Receive supporting documentation into the record, conclude the hearing and grant the permit, with or without conditions; or deny the permit.

Received supporting documentation into the record, concluded the hearing, found that the number of authorized taxicabs is insufficient for the needs of the City; found that Long Beach Yellow Cab Cooperative, Inc., is in full compliance of the terms and conditions of the existing permit and all of the provisions of the Municipal Code; and auth'd. City Mgr. to amend the permit with Long Beach Yellow Cab Cooperative, Inc., to authorize operation of 175 taxicabs. (Doc. 4)

3. Application of Long Beach Yellow Cab Cooperative, Inc., to increase the number of taxicabs operating in the City of Long Beach and Biennial Report on Public Convenience and Necessity Regarding Taxicab Service. (Report of Director of Financial Management) (Citywide)

Suggested Action: Receive supporting documentation into the record, conclude the hearing, find that the number of authorized taxicabs is insufficient for the needs of the City; find that Long Beach Yellow Cab Cooperative, Inc., is in full compliance of the terms and conditions of the existing permit and all of the provisions of the Municipal Code; and authorize City Manager to amend the permit with Long Beach Yellow Cab Cooperative, Inc., to authorize operation of 175 taxicabs.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (4 - 12)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- R & F. (Doc. 6)

Set date of hearing for Tuesday, November 12, 2002, at 5:00 P.M. (Doc. 7)

Auth'd. City Mgr. (Doc. 37)

Auth'd. City Atty. (Docs. 8-9)

Auth'd. City Mgr. (Doc. 38)

Auth'd. City Mgr. (Doc. 10)

R & F. (Docs. 11-14)

Ref'd. to City Atty. (Docs. 15-35)
4. **RECEIVE AND FILE** Parking Citations Internal Control Review. (City Auditor)

5. **SET DATE OF HEARING** for Tuesday, November 12, 2002, at 5:00 P.M., on the appeal of GGB Properties from the decision of the Board of Examiners, Appeals and Condemnation regarding properties located at 1835 and 1841 Locust Avenue. (City Clerk) (District 6)

6. **AUTHORIZE CITY MANAGER** to execute all necessary documents with the California Department of Health Services to provide for the development and implementation of the Chlamydia Awareness and Prevention Project and Chlamydia Testing and Screening Program in an amount not to exceed \$116,776 for a two-year period. (Health and Human Services) (Citywide)

7. **AUTHORIZE CITY ATTORNEY** to submit Stipulations with Requests for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$14,480 in compliance with Appeals Board order for claim of Thomas Crook; and \$9,960 for claim of Alvin Hawkins. (Law)

8. **AUTHORIZE CITY MANAGER** to execute an agreement and any subsequent amendments between the City and the San Bernardino Sheriff's Department for use of the San Bernardino Sheriff's Live-Fire House by the Long Beach Police SWAT team for special weapons and tactics training purposes, in an amount not to exceed \$250 per quarter, with the term of the agreement ongoing and subject to termination by either party with thirty (30) day's written notice. (Police) (Citywide)

9. **AUTHORIZE CITY MANAGER** to execute Memorandum of Understanding, and all subsequent amendments, between the City and the Bureau of Alcohol, Tobacco and Firearms for participation in the Southern California Regional Crime Gun Center, subject to termination with thirty (30) days' written notice to the other party. (Police) (Citywide)

10. **RECEIVE AND FILE** the following minutes:

Harbor Commission, October 21, 2002, at 9:00 A.M.
Harbor Commission, October 21, 2002, at 1:00 P.M.
Recreation Commission, September 19, 2002
Water Commission, October 3, 2002

11. **REFER TO CITY ATTORNEY** the following damage claims:

Candelario Alvarado	Amount Unknown
Gary Bailey	\$ 174.71
William Charneski	607.50
Robert Crawford	Amount Unknown
Edward Elson	Amount Unknown
Denis Freeh	5,447.00
Elvis Faye Freeman	553.60

Michelle Golden	135.00
Damon Harris	2,641.62
Hasan Hasan	Amount Unknown
Paulette Jackson	250.00
Kathleen M. Kutz	Amount Unknown
Patricio Alejandro Lopez	1,000.00
Torri McLaurin	Amount Unknown
Douglas and Diane Smallwood	202.92
James Smittick (May 2002)	1,500.00
James W. Smittick (Oct. 2002)	5,000,000.00
Kirivuthy Soy	135.00
State Farm Insurance, subrogee for Tara Byczynski	8,326.23
State Farm Insurance, subrogee for Raul Jaramillo	7,596.40
Dale Christine Stephens	Amount Unknown

Approved. (Doc. 36)

12. **APPROVE** Proclamation declaring November 9, 2002, as date of Sixth Annual Long Beach Veterans Day Parade.

SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.

UNFINISHED BUSINESS:

R & F.
(Application Withdrawn)

13. Acting Chief of Police, reporting on the application of Wal Mart Stores Incorporated, dba Wal Mart Store 2949, for an alcoholic beverage license at 151 East 5th Street. (Alicen Wong, Attorney for Wal Mart, Inc., regarding continued consideration of application.) (Alicen C. Wong, Attorney for Wal Mart, Inc., regarding withdrawal of application.) (Councilmember Lowenthal regarding over concentration of alcohol licenses in the area.) (District 1)

REGULAR AGENDA

DEPARTMENTAL COMMUNICATIONS:

R & F. (Doc. 39)

14. Mayor Beverly O'Neill, requesting update on Homeless Assessment Study, and a report on the 2001-2002 Los Angeles County Homeless Service Authority Winter Shelter Program.

Suggested Action: Receive and file.

Ref'd. to City Mgr. for a report back within 60 days.
(Doc. 40)

15. Vice Mayor Frank Colonna, Third District, Councilwoman Jackie Kell, Fifth District, and Councilmember Rob Webb, Eighth District, regarding review of possibly implementing a program that would track the progress of a citizen request for service.

Suggested Action: Refer to City Manager.

Received and made part of permanent record. (Doc. 41)

16. Councilmember Val Lerch, Ninth District, recognizing Pastors Garon and Betty Harden, Co-Pastors of the Church of God in Christ i n North Long Beach for 22 years of dedicated service.

Laid over to Tuesday,
November 12, 2002.
(Doc. 42)

17. Councilmember Rob Webb, Chair, Economic Development and Finance Committee, recommending that communications relating to Members of the Airport Commission be received and the City Attorney requested to amend Section 2.27.020 of the Long Beach Municipal Code as follows: (A) The airport advisory commission shall consist of nine members. The members of the commission must reside in the City at the time of appointment, and must maintain residence within the City at all times during their service on the advisory body; and (B) No member may participate in any decision in which he or she has a material financial interest within the meaning of the California Political Reform Act. Each member shall file a Statement of Economic Interest in accordance with the California Political Reform Act.

Suggested Action: Concur in recommendation of Committee.

Ref'd. to Economic
Development and Finance
Committee. (Docs. 43-44)

18. Acting City Manager, transmitting status report on the budget evaluation process. (Citywide) (Budget Evaluation Process Presentation)

Suggested Action: Refer to Economic Development and Finance Committee.

Auth'd. City Mgr. to execute amendment for an amount not to exceed \$250,000 to provide training services to local businesses through December 31, 2003.
(Doc. 45)

19. Director of Community Development, regarding contract amendment with the Training Source to train employees of local businesses using Employment Training Panel Funds. (Citywide)

Suggested Action: Authorize City Manager to execute amendment for an amount not to exceed \$250,000 to provide training services to local businesses through December 31, 2003.

Made Proposition "L" findings and determinations pursuant to Section 1806 of the City Charter; and auth'd. City Mgr. to execute amendment for a one-year period in an annual amount not to exceed \$741,316.
(Doc. 46)

20. Director of Financial Management, regarding First Amendment to Contract No. 27524 with Contact Security, Inc., for security guard services at designated sites. (Districts 1,2,5,7,8)

Suggested Action: Make Proposition "L" findings and determinations pursuant to Section 1806 of the City Charter; and authorize City Manager to execute amendment for a one-year period in an annual amount not to exceed \$741,316.

Adopted Specifications and awarded contracts to Vision Environmental Construction Services of Fullerton, California and Matrix Industries, Inc., of Santa Fe Springs, California, for a combined total amount of \$1,177,408; auth'd. amendments to exercise the City's option to renew where noted and auth'd. City Mgr. to execute same. (Doc. 47)

21. Director of Financial Management, transmitting Specifications No. PA-02102 and Award of Contracts to Vision Environmental Construction Services and Matrix Industries, Inc., for Lead-Based Paint Removal and Control. (Citywide)

Suggested Action: Adopt Specifications and award contracts to Vision Environmental Construction Services of Fullerton, California and Matrix Industries, Inc., of Santa Fe Springs, California, for a combined total amount of \$1,177,408; authorize amendments to exercise the City's option to renew where noted and authorize City Manager to execute same.

Auth'd. City Mgr. to take all actions necessary to enter into a Voluntary Closing Agreement regarding the City's 1991 Certificates of Participation; and increased appropriations in the Airport Fund (EF 320) in the Dept. of Public Works (PW) by \$910,000. (Doc. 48)

22. Director of Financial Management, regarding Voluntary Closing Agreement between the City and the Internal Revenue Service. (Citywide)

Suggested Action: Authorize City Manager to take all actions necessary to enter into a Voluntary Closing Agreement regarding the City's 1991 Certificates of Participation; and increase appropriations in the Airport Fund (EF 320) in the Department of Public Works (PW) by \$910,000.

Auth'd. City Mgr. to execute all necessary documents to accept funding in the amount of \$1,115,094 effective through August 30, 2003 to provide for bioterrorism preparedness and public health infrastructure development; and increase appropriations in the Health Fund (SR 130) and in the Dept. of Health and Human Services (HE) by \$1,115,094. (Doc. 49)

R & F. (Doc. 50)

R & F. (Doc. 51)

Auth'd. City Mgr. to execute agreement; and increased appropriations in Capital Improvement Project No. PW7060 in the Gasoline Tax Street Improvement Fund (SR 181) in the Dept. of Public Works (PW) by \$161,574. (Doc. 53)

Auth'd. City Mgr. to execute amendment to Lease/Leaseback Agreement with JetBlue Airways, Inc. (Doc. 54)

Auth'd. City Mgr. to execute agreement; and increased appropriations in Capital Improvement Project No. PW5200 in the Gasoline Tax Street Improvement Fund (SR 181) in the Dept. of Public Works (PW) by \$710,000. (Doc. 55)

23. Director of Health and Human Services, regarding agreement with the County of Los Angeles for funding for public health preparedness and response for bioterrorism. (Citywide)

Suggested Action: Authorize City Manager to execute all necessary documents to accept funding in the amount of \$1,115,094 effective through August 30, 2003 to provide for bioterrorism preparedness and public health infrastructure development; and increase appropriations in the Health Fund (SR 130) and in the Department of Health and Human Services (HE) by \$1,115,094.

24. Acting Chief of Police, reporting on the application of Chul Hyuk Kim and Inae Ann Kim, dba Anchor Coast Liquor, for an alcoholic beverage license at 1908 Santa Fe Avenue. (District 1)

Suggested Action: Receive and file application, with or without conditions.

25. Acting Chief of Police, reporting on the application of Alfredo Sanchez and Estefana Sanchez, dba Casa Sanchez 4, for an alcoholic beverage license at 5925 Cherry Avenue. (District 9)

Suggested Action: Receive and file application, with or without conditions.

26. Director of Public Works, regarding agreement with the County of Los Angeles to exchange Federal Surface Transportation Program funds in the amount of \$161,574 for an equivalent amount of County Gasoline Tax funds. (District 1)

Suggested Action: Authorize City Manager to execute agreement; and increase appropriations in Capital Improvement Project No. PW7060 in the Gasoline Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW) by \$161,574.

27. Director of Public Works, regarding First Amendment to Agreement between the City of Long Beach and JetBlue Airways for the provision of replacement baggage claim equipment at the Long Beach Airport. (District 5)

Suggested Action: Authorize City Manager to execute amendment to Lease/Leaseback Agreement with JetBlue Airways, Inc.

28. Director of Public Works, regarding agreement with County of Los Angeles for the exchange of City of Long Beach's remaining Federal Aid Credit in the amount of \$710,000 for an equivalent amount of County Gasoline Tax funds for improvements to Spring Street between Long Beach Boulevard and California Avenue. (Districts 6,7)

Suggested Action: Authorize City Manager to execute agreement; and increase appropriations in Capital Improvement Project No. PW5200 in the Gasoline Tax Street Improvement Fund (SR 181) in the Department of Public Works (PW) by \$710,000.

Adopted Plans and Specifications; and auth'd. City Mgr. to award contract in the estimated amount of \$374,710 and execute all necessary documents related to the contract. (Doc. 56)

29. Director of Public Works, transmitting Plans and Specifications No. R-6496 and Award of Contract to Palp, Inc., dba Excel Paving Co., for the improvement of Long Beach Boulevard between Spring Street and Wardlow Road. (District 7)
- Suggested Action: Adopt Plans and Specifications; and authorize City Manager to award contract in the estimated amount of \$374,710 and execute all necessary documents related to the contract.

Adopted Guiding Principles as developed jointly by the Gateway Cities Council of Governments, the City of Long Beach, the Port of Long Beach, and the I-710 Oversight Policy Committee. (Doc. 57)

30. Director of Public Works, regarding guiding principles for the I-710 Corridor/Gerald Desmond Bridge Gateway Program. (Districts 1,2,7,8,9)
- Suggested Action: Adopt Guiding Principles as developed jointly by the Gateway Cities Council of Governments, the City of Long Beach, the Port of Long Beach, and the I-710 Oversight Policy Committee.

Approved 2001-2002 General Plan Annual Progress Report; and req'd. Director of Planning and Building to transmit 2001-2002 General Plan Annual Progress Report to the State Office of Planning and Research and the California Dept. of Housing and Community Development. (Doc. 58)

31. City Planning Commission, regarding General Plan Annual Progress Report. (Citywide)
- Suggested Action: Approve 2001-2002 General Plan Annual Progress Report; and request Director of Planning and Building to transmit 2001-2002 General Plan Annual Progress Report to the State Office of Planning and Research and the California Department of Housing and Community Development.

Supported nomination of Insurance Exchange Building to the National Register of Historic Places at the local level of significance, and forwarded recommendation to the State Office of Historic Preservation. (Doc. 59)

32. Cultural Heritage Commission, regarding nomination of the Insurance Exchange Building at 205 E. Broadway to the National Register of Historic Places. (District 2)
- Suggested Action: Support the nomination of the Insurance Exchange Building to the National Register of Historic Places at the local level of significance, and forward this recommendation to the State Office of Historic Preservation.

RESOLUTIONS:

Adopted Resolution No. C-28105. (Doc. 52)

33. In support of the Housing and Emergency Shelter Trust Fund Act (Proposition 46). (Law)
- Suggested Action: Adopt Resolution.

Adopted Resolution No. C-28106 authorizing City Mgr. to apply for grant funds for the development and rehabilitation of parks and facilities and to execute any documents necessary for the implementation and administration of the projects. (Doc. 60)

34. Authorizing the City Manager to submit an application for and to enter an agreement and all amendments with the State Department of Parks and Recreation for funding under the Safe Neighborhood Parks, Clean Water, Clean Air, and Coastal Protection Bond Act of 2000 (Roberti-Z'Berg-Harris Urban Open Space and Recreation Program) for various projects in the City of Long Beach. (Parks, Recreation and Marine) (Districts 3,5,8,9)
- Suggested Action: Adopt Resolution authorizing City Manager to apply for grant funds for the development and rehabilitation of parks and facilities and to execute any documents necessary for the implementation and administration of the projects.

October 29, 2002

Adopted Resolution
No. C-28107. (Doc. 61)

35. Approving issuance by the Board of Water Commissioners, on behalf of the City of Long Beach, of up to \$15,000,000 of subordinate water revenue commercial paper notes secured by the Water Revenue Fund. (Water and Financial Management) (Citywide)

Suggested Action: Adopt Resolution.

ORDINANCE:

First reading. (Doc. 62)

36. Amending the Long Beach Municipal Code, relating to overnight parking at beach area parking lots. (To extend hours at the Alamitos Avenue Parking Lot.) (Parks, Recreation and Marine) (District 2)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

NEW BUSINESS:

Received and made part of
permanent record. (Doc. 1)

37. Affidavit of Service for special meeting of the City Council held Tuesday, October 29, 2002.

Received and made part of
permanent record. (Doc. 5)

38. Donte Bishop, regarding incident with police arrest on June 11, 2002.
39.

PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT

Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

REMINDERS: Transportation and Infrastructure Committee at 3:00 P.M.
November 5, 2002, City Council Meeting canceled due to Statewide Election.
November 12, 2002, Hearing on application of Alegria Inc., dba Alegria Cucina Latina, for a Permit for Entertainment With Dancing by Patrons at Existing Restaurant at 115 Pine Avenue. (District 2)
November 12, 2002, Hearing on application of SETAB, Inc., dba Cousin Jack's for a Permit for Entertainment With Dancing by Patrons at Existing Restaurant at 217 Pine Avenue. (District 2)

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **www.ci.long-beach.ca.us/cityclerk** to view it. You may contact us through the use of E-Mail at **cityclerk@ci.long-beach.ca.us** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library and the Branch Libraries. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Sharon Stone at (562) 570-6938 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /SS